

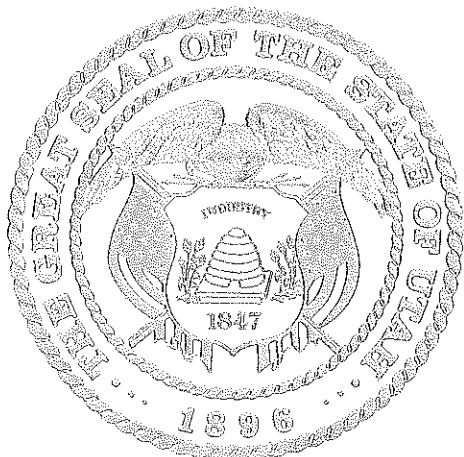


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office amended articles of incorporation from RICHFIELD CITY, dated February 12th, 2008, complying with Section 10-1-117, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the amended articles of incorporation, referred to above, on file with the Office of the Lieutenant Governor pertaining to RICHFIELD CITY, located in Sevier County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 3rd day of March, 2008 at Salt Lake City, Utah.

A handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor

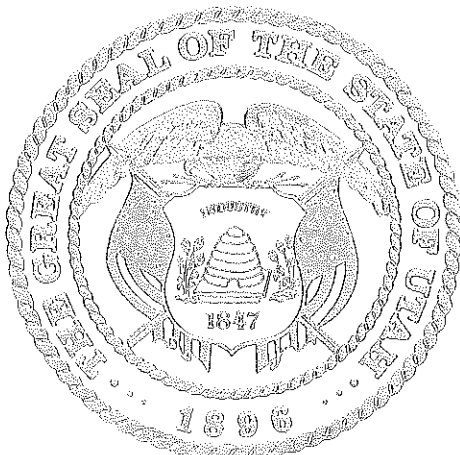


OFFICE OF THE LIEUTENANT GOVERNOR

CERTIFICATE

I, GARY R. HERBERT, LIEUTENANT GOVERNOR OF THE STATE OF UTAH, HEREBY CERTIFY THAT there has been filed in my office a notice of annexation from RICHFIELD CITY, dated February 12th, 2008, complying with Section 10-2-425, Utah Code Annotated, 1953, as amended.

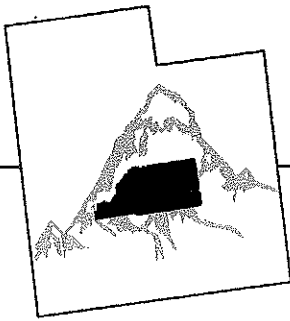
NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of annexation, referred to above, on file with the Office of the Lieutenant Governor pertaining to RICHFIELD CITY, located in Sevier County, State of Utah.



IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 3rd day of March, 2008 at Salt Lake City, Utah.

A handwritten signature of Gary R. Herbert in black ink.

GARY R. HERBERT
Lieutenant Governor



Sevier County

COMMISSIONERS:

Gary B. Mason
Ralph Okerlund
Ivan Cowley

Administration Building
250 North Main
Richfield, Utah 84701
(435) 893-0400
FAX (435) 896-8888

Steven C. Wall - Clerk/Auditor
Gail DeMille - Assessor
Cheryl Buchanan - Treasurer
Jayrene B. Nielsen - Recorder

February 25, 2008

Gary Herbert
Lieutenants Governors Office
Utah State Capitol STE E325
Salt Lake City, UT 84114-2325

RE: Annexation Documents

To Whom It May Concern:

Enclosed herewith please find the Certified Copies of documents for an Annexations in our County.

1. Annexation to Richfield City in Section 26 Township 23 South Range 3 West
SLB&M
 - a. Annexation Ordinance
 - b. Annexation Plat.
 - c. Resolution

Respectfully,

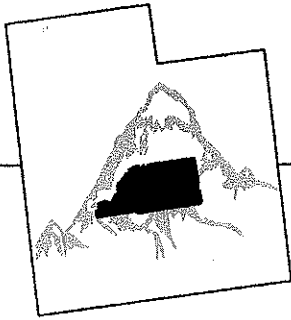
Jayrene Nielsen
Sevier County Recorder

Encl./jbn

Received

FEB 27 2008

Gary R. Herbert
Lieutenant Governor
map sent in 2-27-08



Sevier County

COMMISSIONERS:

Gary B. Mason
Ralph Okerlund
Ivan Cowley

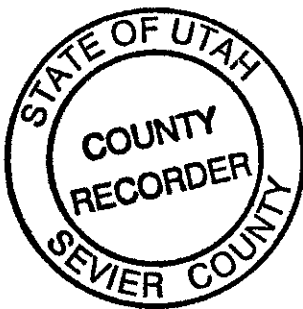
Administration Building
250 North Main
Richfield, Utah 84701
(435) 893-0400
FAX (435) 896-8888

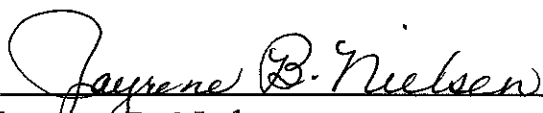
Steven C. Wall - Clerk/Auditor
Gail DeMille - Assessor
Cheryl Buchanan - Treasurer
Jayrene B. Nielsen - Recorder

State of Utah
County of Sevier

I, Jayrene B. Nielsen, County Recorder in and for said Sevier County, State of Utah, do hereby certify this to be a full true and correct copy of the original documents on file in the office of the Sevier County Recorder, that the same was recorded on February 22, 2008 as document numbers 00352694, 00352695 & 00352696 in book 592 pages 522-630 in the Official Records of Sevier County, Utah.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal this 25th day of February, 2008.




Jayrene B. Nielsen
Sevier County Recorder

**AMENDED ARTICLES OF INCORPORATION
OF THE
CITY OF RICHFIELD**

Pursuant to the provisions of the "Utah Municipal Code," the City of Richfield in Sevier County, Utah acting by its Mayor and approved by the City Council, hereby amends its original Articles of Incorporation, dated the 22nd day of February, 1878, and states the following as its Amended Articles of Incorporation:

1. The name of the municipality is the City of Richfield; also know as Richfield City Corporation.
2. The geographical description of the properties being annexed to the City of Richfield is as follows:

Description

BEGINNING AT A POINT LOCATED NORTH 81.18 FEET FROM THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, T.23 S., R.3 W., S.L.B. & M. (SAID POINT ALSO BEING LOCATED ON THE EXISTING RICHFIELD CITY BOUNDARY, THENCE ALONG SAID EXISTING RICHFIELD CITY BOUNDARY THE FOLLOWING COURSES: NORTH 268.36 FEET TO THE SOUTHWEST CORNER OF BLOCK 2, PLAT J, RICHFIELD CITY SURVEY; N89°45'31"E ALONG THE SOUTH LINE AND SOUTH LINE EXTENDED OF SAID BLOCK 2, 839.86 FEET; SOUTH 271.90 FEET; AND WEST 839.85 FEET TO THE POINT OF BEGINNING. CONTAINING 5.208 ACRES.

3. The City of Richfield is a "City of the Fifth Class" as defined by § 10-2-301, Utah Code Annotated, having a population of more than 1,000 inhabitants, but less than 10,000 inhabitants.

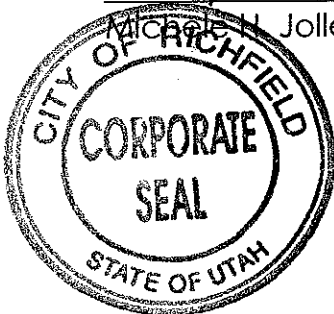
Dated this 12 day of February, 2008.

CITY OF RICHFIELD

By: Brad Ramsay
Brad Ramsay, Mayor

ATTEST:

Michelle H. Jolley
Michelle H. Jolley, City Recorder



DOC # 00352694

Annexation Resolution B: 0592 P: 0622
Jayrene B Nielsen Sevier County Recorder Page 1 of 1
02/22/2008 04:14:40 PM Fee \$0.00 By RICHFIELD CITY



RESOLUTION No. 2008-3

**A RESOLUTION OF THE RICHFIELD CITY COUNCIL RATIFYING THE
ADOPTION OF ANNEXATION ORDINANCE 2005-9**

WHEREAS, on July 12, 2005 the Richfield City Council voted to adopt Ordinance 2005-9 annexing property owned by Sand Box, LLC with conditions; and

WHEREAS, the Richfield City Council entered into an agreement with Sand Box, LLC on March 27, 2007 amending the condition of annexation; and

WHEREAS, Sand Box, LLC met those conditions on January 23, 2008 with the surrender of 3 shares of water in the Sevier Valley Canal Company as per the agreement dated March 27, 2007; and

NOW THEREFORE BE IT RESOLVED, that the passage of this resolution ratifies the passage of Ordinance 2005-9 annexing property owned by Sand Box, LLC into the corporate boundaries of Richfield City, authorizes the Mayor and City Council to execute such documents necessary to complete the annexation of the property described in Ordinance 2005-9.

ADOPTED AND PASSED by the City Council of Richfield, Utah, this 12 day of February, 2008.

RICHFIELD CITY
A Utah Municipal Corporation

By Brad C. Ramsay
Brad C. Ramsay, Mayor

ATTEST:

Michele H. Jolley
Michele Jolley, Recorder

(SEAL)

DOC # 00352695

Annexation Ordinance B: 0592 P: 0623
Jayrene B Nielsen Sevier County Recorder Page 1 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



Councilmen voting "Aye": Richard A. Barnett Councilmen voting "Nay": None

**Dan Chidester
Mayo Jacobsen
Larry Lunnen
Nahna Rappleye**



ORDINANCE NO. 2005-9

ORDINANCE ANNEXING SPECIFIC PROPERTY TO RICHFIELD, UTAH

WHEREAS, a majority of the owners of certain real property described below, desire to annex such real property to Richfield, Utah, said owner, Sand Box, LLC; and

WHEREAS, said real property consists of approximately 5.208 acres and lies contiguous to the corporate boundaries of Richfield, Utah; and

WHEREAS, said owners have caused a petition to be filed with the City Recorder together with an accurate plat of the real property which was made under the supervision of a licensed surveyor; and

WHEREAS, Richfield City Council accepted the petition for annexation; and within 30 days the City Recorder reviewed the petition and certified that the petition meets the requirements for annexation as provided by Utah State Law (Subsections 10-2-408(2), (3), and (4)); and

WHEREAS, a notice was published once a week for three successive weeks, beginning no later than ten days after receipt of the notice of certification, in a newspaper of general circulation the area proposed for annexation and the unincorporated area within half mile of the area proposed for annexation as provided by Utah State Law (Subsection 10-2-406); and

WHEREAS, within 20 days of receipt of the notice of certification, written notices were mailed to the affected entities as provided by Utah State Law (Subsections 10-2-406(1) (b)); and

WHEREAS, no protests to the annexation petition were filed during the period specified;

NOW, THEREFORE, pursuant to Section 10-2-407, Utah Code, the City Council of Richfield, Utah, hereby adopts and passes the following:

BE IT ORDAINED BY THE CITY COUNCIL OF RICHFIELD, UTAH, AS
FOLLOWS:

ORDINANCE 2005-8 ANNEXING CERTAIN REAL PROPERTY AND EXTENDING
THE CORPORATE LIMITS OF RICHFIELD, UTAH.

The real property more particularly described in Paragraph 1, below, is hereby annexed to Richfield, Utah and the corporate limits of Richfield, Utah, are hereby extended accordingly.

1. The real property which is the subject of this Ordinance is described as follows:

DOC # 00352695

Annexation Ordinance B: 0592 P: 0624
Jayrene B Nielsen Sevier County Recorder Page 2 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



BEGINNING AT A POINT LOCATED NORTH 81.18 FEET FROM THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, T.23 S.. R.3 W., S.L.B. & M.(SAID POINT ALSO BEING LOCATED ON THE EXISTING RICHFIELD CITY BOUNDARY, THENCE ALONG SAID EXISTING RICHFIELD CITY BOUNDARY THE FOLLOWING COURSES: NORTH 268.36 FEET TO THE SOUTHWEST CORNER OF BLOCK 2, PLAT J, RICHFIELD CITY SURVEY; N89°45'31"E ALONG THE SOUTH LINE AND SOUTH LINE EXTENDED OF SAID BLOCK 2, 839.86 FEET; SOUTH 271.90 FEET; AND WEST 839.85 FEET TO THE POINT OF BEGINNING. CONTAINING 5.208 ACRES.

2. The zoning map of Richfield City shall be amended to include the real property described in Paragraph 2. The real property described in Paragraph 2, above, shall be classified as high density residential and a multiple family residential zone (RM-11) in accordance with the General Plan for Richfield with corresponding map, the provisions of the City's Land Use Management and Development Code with corresponding map and Section 10-9-406(1) of the Utah Code Annotated, 1953, as amended.
3. A certified copy of this Ordinance and an original plat setting forth the property so annexed shall be filed with the County Recorder of Sevier County, Utah by the City Recorder.
4. This Ordinance shall become effective upon adoption and passage by the City Council. A copy of the Ordinance and plat shall be deposited in the Office of the City Recorder.

ADOPTED AND PASSED by the City Council of Richfield, Utah, this 12 day of July, 2005.

RICHFIELD CITY
A Utah Municipal Corporation

By Kay Kimball
Kay Kimball, Mayor

ATTEST:

Michele Jolley
Michele Jolley, Recorder

(SEAL)

Councilmen voting "Aye":

Larry Lunnen
Jack Peterson
Kimball Poulson
Brad Ramsay
Nahna Rappleye

Councilmen voting "Nay": None



DOC # 00352695

Annexation Ordinance B: 0592 P: 0625
Jayrene B Nielsen Sevier County Recorder Page 3 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



RESOLUTION NO. 2005-5

A RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF CERTAIN REAL PROPERTY UNDER THE PROVISIONS OF SECTIONS 10-2-403 AND 10-2-405, UTAH CODE ANNOTATED, 1953, AS AMENDED.

WHEREAS, on the 9th day of May, 2005, the owners of certain real property, Gary Phair, Richard W. Davis and Bert Lange, petitioners, filed a petition with the city recorder of Richfield City, Sevier County, State of Utah requesting that such property be annexed to the corporate boundaries of Richfield City; and

WHEREAS, said petition contains the signatures of the owners of private real property that is: 1) located within the area proposed for annexation; 2) covers a majority of the private land area within the area proposed for annexation; and 3) is equal in value to at least one-third of the value of all the private real property within the area proposed for annexation; and

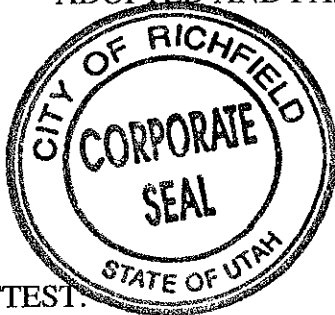
WHEREAS, the petitioners certify that said property proposed for annexation lies contiguous to the present boundaries of Richfield City and the petitioners have caused an accurate plat or map of the real property proposed for annexation to be prepared by a licensed surveyor and have filed said plat or map with the city recorder; and

WHEREAS, said petition appears to comply with all of the requirements of Section 10-2-402 and 403, Utah Code Annotated, 1953, as amended.

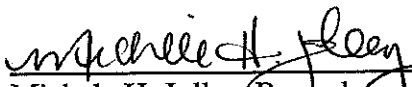
NOW THEREFORE, BE IT RESOLVED by the City Council of Richfield City, Sevier County, State of Utah, that the Annexation Petition, attached hereto as Exhibit "A" is hereby accepted for further consideration under the provisions of Utah State Annexation Law and is hereby referred to the city recorder for review pursuant to Section 10-2-405(2), Utah State Code Annotated, 1953, as amended.

BE IT FURTHER RESOLVED that this resolution shall become effective upon adoption.

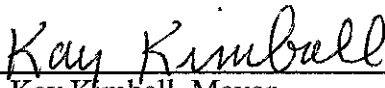
ADOPTED AND PASSED by the City Council this 10th day of May, 2005.



ATTEST:


Michele H. Jolley, Recorder

RICHFIELD CITY
A Utah Municipal Corporation

By 
Kay Kimball, Mayor

DOC # 00352695

Annexation Ordinance B: 0592 P: 0626
Jayrene B Nielsen Sevier County Recorder Page 4 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



Exhibit "A"

Petition for Annexation #2005-2
of Territory
To Richfield City, Utah

TO THE COUNCIL OF RICHFIELD CITY:

We the undersigned owners of certain real property lying contiguous to the present municipal limits of Richfield City, hereby submit this *Petition for Annexation* and respectfully represent the following:

1. That this petition is made pursuant to the requirements of Section 10-2-403, Utah Code Annotated, 1953, as amended (U.C.A.);
2. That the property subject to this petition is a contiguous, unincorporated area contiguous to the boundaries of Richfield City and the annexation thereof will not leave or create an unincorporated island or peninsula;
3. That the signatures affixed hereto are those of the owners of private real property that:
 - a. Is located within the area proposed for annexation;
 - b. Covers a majority of the private land area within the area proposed for annexation;
 - c. Is equal in value to at least 1/3 of the value of all private real property within the area proposed for annexation; and
 - d. Is described as follows:

The property subject of this petition lies contiguous to the present boundary of Richfield City's corporate limits (describe approximate location) *Lower property approx. 650 W, N. of Technology Dr. south of Indian Affairs V buildings proceeding W to fence line* and more particularly described as follows (legal description): *corresponding to the Indian Affairs*

Parcels #2, 3, 4, 5, 6

see attached

4. That up to five (5) of the signers of this petition have been designated as sponsors, one of whom is designated as the "Contact Sponsor", with the mailing address of each sponsor being indicated;
5. That this petition does not propose annexation of all or a part of an area proposed for annexation in a previously filed petition that has not been denied, rejected or granted;
6. That this petition does not propose annexation of an area that includes some or all of an area proposed to be incorporated in a request for a feasibility study under Section 10-2-103 U.C.A. or a petition under Section 10-2-125 U.C.A. if:
 - a. The request or petition was filed before the filing of the annexation petition; and

DOC # 00352695

Annexation Ordinance B: 0592 P: 0627
Jayrene B Nielsen Sevier County Recorder Page 5 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



- b. The request, a petition under Section 10-2-109 based on that request, or a petition under Section 10-2-125 is still pending on the date the annexation petition is filed;
7. That the petitioners have caused an accurate plat or map of the above-described property to be prepared by a licensed surveyor, which plat or map is filed herewith; and
8. That the petitioners request the property, if annexed, to be zoned _____.
9. That the petitioners agree to deposit with the City, canal water stock equal to one (1) share per acre in acceptable water companies as defined in the annexation policy of Richfield City.

WHEREFORE, the petitioners(s) hereby request that this petition be considered by the governing body at its regular meeting, or as soon thereafter as possible; that a resolution be adopted as required by law accepting this Petition for Annexation for further consideration; and that the governing body take such steps as required by law to complete the annexation herein petitioned.

DATED this 9th day of May, 2005.

PETITIONER(S): (name(s) as it/they appear(s) on county tax roles):

ADDRESS / TELEPHONE NO.:

CS: GARY R. PHAIR

1431 N. 1200 W. OREM, UT 84057 - (801) 830-5335

S: Richard W. Davis
FOR AND IN BEHALF OF SAND BOX LLC

1283 Sprinell UT. 84604 - (801) 226-2760

S: Beet Lange

(801) 915-6666

S: _____

S: _____

CS - Contact Sponsor

S - Sponsor

(Attach additional sheets if necessary)

<u>RECORD OWNER</u>	<u>NO. OF ACRES</u>	<u>ASSESSED VALUE</u>	<u>SEVIER CO. TAX NUMBER</u>
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DOC # 00352695

Annexation Ordinance B: 0592 P: 0628
Jayrene B Nielsen Sevier County Recorder Page 6 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



**EXHIBIT "A"
VESTING**

PARCEL #1: (Tax Serial #1-5-25) MELVIN J. LOWE and BETTY L. LOWE, Trustees of the MELVIN J. LOWE FAMILY INTER VIVOS REVOCABLE TRUST AGREEMENT dated April 4, 1990.

PARCEL #2: (Tax Serial #4-238-8) MELVIN J. LOWE and BETTY L. LOWE, Trustees of the MELVIN J. LOWE FAMILY INTER VIVOS REVOCABLE TRUST AGREEMENT dated April 4, 1990.

PARCEL #3: (Tax Serial #4-238-9) MELVIN J. LOWE, a man, of North Las Vegas, Nevada, and CALVIN D. LOWE, a man, of Logan, Utah, as joint tenants with full rights of survivorship in the premises and not as tenants in common

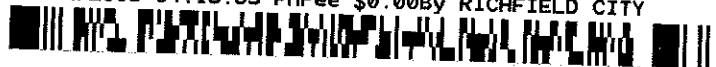
PARCEL #4: (Tax Serial #4-238-10) MELVIN J. LOWE, a man, of North Las Vegas, Nevada, and RAY D. LOWE, a man, of Worland, Wyoming, as joint tenants with full rights of survivorship in the premises and not as tenants in common

PARCEL #5: (Tax Serial #4-238-7) MELVIN J. LOWE, a man, of North Las Vegas, Nevada, and RUTH A. AMBERSON, a woman, of Idaho Falls, ID, as joint tenants with full rights of survivorship in the premises and not as tenants in common

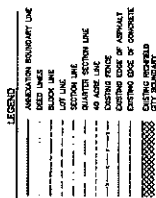
PARCEL #6: (Tax Serial #4-238-11) MELVIN J. LOWE, an undivided one-half interest, THOMAS REX LOWE, an undivided five-sixths of one-half, and MELVIN J. LOWE and BETTY J. LOWE, Trustees of the MELVIN J. LOWE FAMILY TRUST dated the 4th day of April, 1990, an undivided one-sixth of one-half.

DOC # 00352695

Annexation Ordinance B: 0592 P: 0629
Jayrene B Nielsen Sevier County Recorder Page 7 of 7
02/22/2008 04:16:59 PM Fee \$0.00 By RICHFIELD CITY



Located in Section 26, T.23 S., R.3 W., S.L.B. & M.
Sevier County, Utah
2005



SURVEYOR'S CERTIFICATE



4/22/05
DATE

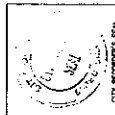
BOUNDARY DESCRIPTION

BEGINS AT A POINT LOCATED NORTH 81.8 FEET FROM THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, T.33 S., R.3 W., S.1 E., & N. 1/4 SAG POOL ALSO BEING LOCATED ON THE DISTINGUISHED CITY BOUNDARY, THENCE ALONG SAID DISTINGUISHED CITY BOUNDARY TO THE FOLLOWING CORNER, NORTH 284.36 FEET TO THE SOUTHWEST CORNER OF BLOCK 2, PLAT 1, TOWNSHIP CITY SURVEY, N49°43'11" E, 160.00 FEET TO THE SOUTH LINE AND SOUTH LINE EXTENSION OF SAG POOL, 2, 309.86 FEET, SOUTH 271.90 FEET, AND WEST 451.00 FEET, TO THE POINT OF BEGINNING.

ACCEPTANCE BY LEGISLATIVE BODY

[illegible][illegible]

ATTEST Richard L. Polay
City Recorder



PREPARED BY

Jones & DeMille Engineering
PREPARED BY

Winter Quarters
Apartments
Addition

RICHFIELD SEMER COUNTY UTAH